



# State of New Jersey

Department of Environmental Protection

Robert C. Shinn, Jr.  
Commissioner

DONALD T. DiFRANCESCO  
Acting Governor

Land Use Regulation Program  
501 East State Street  
P. O. Box 439  
Trenton, New Jersey 08625-0439  
Fax # (609) 292-8115  
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www.state.nj.us/dep/landuse

OCT 02 2001

Nick Caiazza  
New Jersey Department of Transportation  
1035 Parkway Avenue, P.O. Box 600  
Trenton, NJ 08625-0600

RE: Authorization for Freshwater Wetlands Statewide General Permit, Water Quality Certification and Waiver of Transition Area for Access  
File No.: 0610-01-0002.1  
Applicant: NJDOT  
Block: Multiple  
Cities of Millville and Vineland  
Cumberland County

Dear Mr. Caiazza:

The Land Use Regulation Program has reviewed the referenced application for a Statewide General Permit authorization pursuant to the requirements of the Freshwater Wetlands Protection Act Rules at N.J.A.C. 7:7A. The proposed activity is authorized by Statewide General Permit No. 7, which allows regulated activities in ditches or swales of human construction. This letter of authorization to conduct a regulated activity in a wetland or open water includes a Water Quality Certificate for these activities.

## Limit of Authorized Disturbance

Based on plans entitled:

"NEW JERSEY DEPARTMENT OF TRANSPORTATION STATEWIDE GENERAL PERMIT # 7 PLAN, ROUTE 47, SECTION 10, sheet 2 of 3, dated March 26, 2001, unrevised and prepared by PARSONS BRINCKERHOFF-FG, INC.,

"NEW JERSEY DEPARTMENT OF TRANSPORTATION, STATEWIDE GENERAL PERMIT # 7 PLAN, ROUTE 47, SECTION 10, sheet 3 of 3, dated March 26, 2001, unrevised and prepared by PARSONS BRINCKERHOFF-FG, INC.,

the authorized activity involves the disturbance of .33 acres of wetlands and/or State open waters for the construction of

stormwater management systems for the reconstruction of Route 47. Any additional disturbance of freshwater wetlands, State open waters or transition area shall be considered a violation of the Freshwater Wetlands Protection Act unless the activity is exempt or a permit is obtained prior to the start of the disturbance from the Land Use Regulation Program.

### Permit Conditions

The activities allowed by this authorization shall comply with the following conditions and the conditions noted at N.J.A.C. 7:7A 9.2 and 9.3. Failure to comply with these conditions shall constitute a violation of the Freshwater Wetlands Protection Act (N.J.S.A. 13:9B-1 et seq.).

### General conditions:

1. All fill and other earth work on the lands encompassed within this permit authorization shall be stabilized in accordance with "Standards for Soil Erosion and Sediment Control in New Jersey" to prevent eroded soil from entering adjacent waterways or wetlands at any time during and subsequent to construction.
2. This permit is revokable in accordance with DEP regulations and State law.
3. The issuance of this permit shall not be deemed to affect in any way other actions by the Department on any future application.
4. The activities shown on the approved plans shall be constructed and/or executed in conformity with any notes and details on said plans and any conditions stipulated herein.
5. No change in plans or specifications shall be made except with the prior written permission of the Department.
6. The granting of this authorization shall not be construed to in any way affect the title or ownership of the property, and shall not make the Department or the State a party in any suit or question of ownership of the property.
7. This permit is not valid and no work shall be undertaken pursuant to this authorization until all other required federal, state, and local approvals, licenses and permits necessary for commencement of work onsite have been obtained.
8. A complete, legible copy of this permit shall be kept at the work site and shall be exhibited upon request of any person.

9. The permittee shall allow the Program the right to inspect the construction site and also shall provide the Bureau of Coastal and Land Enforcement, NJDEP with written notification 7 days prior to the start of the authorized work.
10. This authorization is valid for five years from the date of this letter unless more stringent standards are adopted by rule prior to this date.

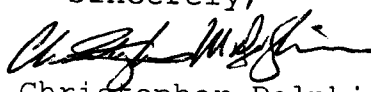
Transition Area

The wetlands affected by this permit authorization are of ORDINARY resource value and there is no standard transition area or buffer required adjacent to these wetlands. This General Permit includes a transition area waiver which allows encroachment only in that portion of the transition area which has been determined by the Department to be necessary to accomplish the regulated activities. Any additional regulated activities conducted within the standard transition area on-site shall require a separate transition area waiver from the Program. Regulated activities within a transition area are defined at N.J.A.C. 7:7A-6.2(a).

Appeal of Decision

In accordance with N.J.A.C. 7:7A-12.7, any person who is aggrieved by this decision may request a hearing within 30 days of the decision date by writing to: New Jersey Department of Environmental Protection, Office of Legal Affairs, Attention: Adjudicatory Hearing Requests, P.O. Box 402, Trenton, NJ 08625-0402. This request must include a completed copy of the Administrative Hearing Request Checklist.

If you have any questions regarding this authorization, please contact Dave Fanz of our staff at (609) 984-0288. Please reference the above file number.

Sincerely,  
  
Christopher Dolphin,  
Supervisor  
Bureau of Coastal Regulation

CD/DF/AG  
Gp1

c: Bureau of Enforcement  
Municipal Clerk  
Municipal Construction Official